

CITY COUNCIL
ATLANTA, GEORGIA

02-0-0730

AN ORDINANCE
BY CITY UTILITIES COMMITTEE

AN ORDINANCE TO ABANDON A PORTION OF THE PUBLIC RIGHT-OF-WAY OF JOYLAND PLACE, SAID PORTION BEING APPROXIMATELY 15,279 SQUARE FEET IN AREA (0.350 ACRES), RUNNING BETWEEN JOYLAND AVENUE AND INTERSTATE 75/85 AND LOCATED IN LAND LOTS 72, 73, 88 & 89 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA, AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has received a petition to abandon a portion of the public right-of-way of Joyland Place, said portion being approximately 15,279 square feet in area (0.350 acres), running between Joyland Avenue and Interstate 75/85 and located in Land Lots 72, 73, 88, & 89 of the 14th District, Fulton County, Georgia,

WHEREAS, the Department of Public Works has determined that said petition is complete and that the required application fee has been paid to the City of Atlanta; and

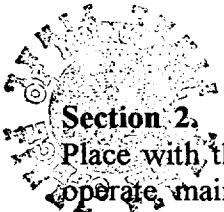
WHEREAS, the petitioners are the sole property owners of the land abutting the public right-of-way proposed to be abandoned and petitioners will utilize the abandoned portion of said public right-of-way for commercial purposes; and

WHEREAS the abandoned public right-of-way shall become a part of the abutting property owner's private property and shall be their responsibility to maintain; and

WHEREAS the petitioners agree to purchase from the City of Atlanta at appraised fair market value the public right-of-way to be abandoned.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1. That a portion of Joyland Place, S.E., running east from the easterly right-of-way line of Interstate 75/85 a distance of approximately 390 feet to the intersection of Joyland Avenue (a.k.a. Joyland Street) and Joyland Place (a.k.a. Grover Street), said public right-of-way consisting of an area of 15,279.69 square feet (0.350 acres), lying in Land Lots 72, 73, 88 and 89 of the 14th District of Fulton County, Georgia, as shown on the attached survey plat, is hereby declared no longer useful or necessary for the public use and convenience.



Section 2. That the City of Atlanta hereby abandons the above described portion of Joyland Place with the reservation of permanent easements for the purpose of entering the property to operate, maintain, or replace any and all utility facilities that may exist. Easements shall remain in effect until such time as said utilities may be abandoned, removed, or relocated, at which time said easements shall expire.

Section 3. That the payment by the petitioner of an amount equal to the fair market value shall be a condition of this abandonment.

Section 4. That the Director of the Bureau of Purchasing and Real Estate is hereby directed to have prepared an appraisal of the fair market value of the public right-of-way to be abandoned.

Section 5. That all costs associated with the appraisal of the subject property and all costs associated with the advertising of this petition for abandonment shall be charged to and paid from Account Number 1A01-524001-G55001.

Section 6. That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, the City Attorney, upon receipt of payment from the petitioner in the amount of the appraised fair market value of the property, is hereby directed to prepare a Quit Claim Deed for said abandoned public right-of-way.

Section 7. That the Mayor is hereby authorized to execute said Quit Claim Deed for the abandoned public right-of-way, all other conditions being satisfied.

Section 8. Upon execution, all documents shall be filed and recorded with the Clerk of Superior Court of Fulton County.



A true copy,

Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

JUN 03, 2002
JUN 10, 2002

Magnetic North

1-85.1-75

R/W Line

R = 2405.83'
N 28°06'22"E 44.71'

44.77'

Joyland Place

(Extended) 40' R/W

Area = 15,279.69 S.F.

N 89°49'54"E 371.79'

NOT A FORMERLY HENRY D. RODRIGUES
P.L.C. #140073-LL-005-3
D.B. 6905 Pg. 211

S 89°49'54"W 123.53'

Land Lot 88
Land Lot 89

Land lot corner Land Lot 73
11.12' Land Lot 72

S 89°49'54"W 268.70'

40.00'

Joyland Place

N00°41'12"W

NOTE: ALL UNDEVELOPED PROPERTY TO BE
CONSISTENT WITH 14-0072-0001-087-0

#1493
NOT A FORMERLY HENRY D. RODRIGUES
P.L.C. #14-0073-0001-087-0
D.B. 30519, Pg. 390

S 00°44'33"E

Joyland Ave.

Survey For

Henry D. Rodriguez

Land Lots 72, 73, 88, 89, 14th District, Fulton County, Georgia
Date: 09-30-01
Scale 1" = 50'

Dekalb Surveys 404-373-9003

Joseph C. King, Land Surveyor

Error of closure 1" = 36,000' or better.

2010.05.12 2:27 PM



It is my opinion, this plan is a correct
representation of the land, plat and
survey, and is correct in conformity with
the laws and regulations of the State of Georgia.
Joseph C. King
Joseph C. King, Land Surveyor

RCS# 3776
6/03/02
2:19 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-14; Except 02-R-0974; 02-O-0952

ADOPT

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

ITEM (S) REMOVED FROM
CONSENT AGENDA
02-O-0952

CONSENT I

		06/03/02 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 02-O-0726	34. 02-R-0892	57. 02-R-0924
2. 02-O-0723	35. 02-R-0895	58. 02-R-0925
3. 02-O-0694	36. 02-R-0896	59. 02-R-0926
4. 02-O-0854	37. 02-R-0897	60. 02-R-0927
5. 02-O-0709	38. 02-R-0898	61. 02-R-0928
6. 02-O-0710	39. 02-R-0903	62. 02-R-0929
7. 02-O-0711	40. 02-R-0950	63. 02-R-0930
8. 02-O-0712	41. 02-R-0968	64. 02-R-0931
9. 02-O-0713	42. 02-R-0975	65. 02-R-0932
10. 02-O-0714	43. 02-R-0910	66. 02-R-0933
11. 02-O-0715	44. 02-R-0911	67. 02-R-0934
12. 02-O-0716	45. 02-R-0912	68. 02-R-0935
13. 02-O-0717	46. 02-R-0913	69. 02-R-0936
14. 02-O-0953	47. 02-R-0914	70. 02-R-0937
15. 02-O-0719	48. 02-R-0915	71. 02-R-0938
16. 02-O-0720	49. 02-R-0916	72. 02-R-0939
17. 02-O-0722	50. 02-R-0917	73. 02-R-0940
18. 02-O-0959	51. 02-R-0918	74. 02-R-0941
19. 02-O-0962	52. 02-R-0919	75. 02-R-0942
20. 02-O-0966	53. 02-R-0920	76. 02-R-0943
21. 02-O-0967	54. 02-R-0921	77. 02-R-0944
22. 02-O-0730	55. 02-R-0922	78. 02-R-0945
23. 02-O-0958	56. 02-R-0923	79. 02-R-0946
24. 02-O-0961		80. 02-R-0947
25. 02-R-0894		
26. 02-R-0948		
27. 02-R-0949		
28. 02-R-0905		
29. 02-R-0906		
30. 02-R-0904		
31. 02-R-0954		
32. 02-R-0974		
33. 02-R-0801		

02-0-0730

(Do Not Write Above This Line)

AN ORDINANCE

BY: CITY UTILITIES COMMITTEE

AN ORDINANCE TO ABANDON A PORTION OF THE RIGHT OF WAY OF JOYLAND PLACE SAID PORTION BEING APPROXIMATELY 0.341 ACRES IN AREA RUNNING BETWEEN JOYLAND AVENUE AND I-75/85 A DISTANCE OF APPROXIMATELY 15,279 FEET AND LOCATED IN LAND LOTS 72, 73, 88, AND 89 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA.

ADOPTED BY

JUN 03 2002

COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred 5/20/02

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee Date
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FINAL COUNCIL ACTION
☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
JUN 03 2002

ATLANTA CITY COUNCIL PRESIDENT

Cathleen W. Woodard

CERTIFIED
JUN 03 2002

Frank B. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

CERTIFIED
JUN 10 2002

MAYOR